



# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Appeal to the Board of Patent Appeals and Interferences

PATENT APPLICATION

INVENTOR PATENT APPLICATION of

Inventor(s): MORIFUJI et al.

Appln. No.: 09

Series Code ↑

493,063

Serial No. ↑

Group Art Unit: 2815

Examiner.: E. LEE

Atty. Dkt. P 266202

M#

12378206

Client Ref

Filed: January 28, 2000

Title: SEMICONDUCTOR DEVICE AND METHOD OF MANUFACTURING THE SAME

Date: May 19, 2003

Mail Stop Appeal Brief-Patents

Hon. Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

TECHNOLOGY CENTER 2800

RECEIVED  
MAY 21 2003

Sir:

1. ☒ **NOTICE OF APPEAL:** Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision (not Advisory Action) dated December 19, 2002 of the Examiner twice/finally rejecting claim(s) in this application or in this application and its parent application.
2. ☐ **BRIEF** on appeal in this application attached in triplicate (extendable up to 5 months).
3. ☐ An **ORAL HEARING** is respectfully requested under Rule 194 (due two months after Examiner's Answer- unextendable)
4. ☐ Reply Brief is attached in triplicate (due two months after Examiner's Answer - unextendable).
5. ☐ "Small entity" statement filed: ☐ herewith. ☐ previously.
6. ☐ Fee **NOT** required because paid in prior appeal in which the Board of Patent Appeals and Interferences did not render a decision on the merits (35 USC 134).

## 7. FEE CALCULATION

	Large/Small Entity	Fee Code
If box 1 above is X'd, .....enter	\$320/160	\$320 119/219
If box 2 above is X'd, .....enter	\$320/160	\$0 120/220
If box 3 above is X'd, .....enter	\$280/140	\$0 121/221
If box 4 above is X'd, .....enter nothing	- 0 - (no fee)	
<b>8. Original due date: March 19, 2003</b>		
9. Petition is hereby made to extend the original due date (1 mo) \$110/\$55		115/215
to cover the date this response is filed for which the (2 mos) \$410/\$205		116/216
requisite fee is attached. (3 mos) \$930/\$465		117/217
(4 mos) \$1,450/\$725		118/218
(Usable only if box 2 is X'd--- 5 mos) \$1,970/\$985	+\$410	128/228
10. Enter any previous extension fee paid <input type="checkbox"/> previously since above		
Original due date (item 8); <input type="checkbox"/> with concurrently filed amendment .....	-\$110	
11. Subtract line 10 from line 9 and enter: Total Extension Fee		+\$300
12. TOTAL FEE =		\$620

PLEASE CHARGE OUR DEP. ACCT.

(Our Deposit Account No. 03-3975)

(Our Order No.

41535

C#

266202

M#

**CHARGE STATEMENT:** The Commissioner is hereby authorized to charge any fee specifically authorized hereafter, or any missing or insufficient fee(s) filed, or asserted to be filed, or which should have been filed herewith or concerning any paper filed hereafter, and which may be required under Rules 16-18 (missing or insufficiencies only) now or hereafter relative to this application and the resulting Official Document under Rule 20, or credit any overpayment, to our Accounting/Order Nos. shown above, for which purpose a duplicate copy of this sheet is attached. This **CHARGE STATEMENT** does not authorize charge of the issue fee until/unless an issue fee transmittal sheet is filed.

05/21/2003 RHEBRAHT 00000124 033975 09493063

01 FC:1401 320.00 CH  
02 FC:1252 300.00 CH

**Pillsbury Winthrop LLP**  
**Intellectual Property Group**

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**NOTE:** File this cover sheet in duplicate with PTO receipt (PAT-103A) and attachments